

## CLASSIFICATION OFFICE DECISION

**Title of publication:** 1F6BDCB8813DD9C5

**Other known title(s):** Not stated

**OFLC ref:** 2000036.022

**Medium:** Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

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| <b>Classification:</b> | Objectionable. |
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 06 April 2020

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 06 April 2020

### Summary of reasons for decision:

The image depicts a naked man who has his face obscured, posed standing on a bed with four naked young girls. The image appears to be a record of underage sex tourism. It promotes and supports the exploitation of children or young persons for sexual purposes and is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). It presents young girls as freely available and appropriate subjects for adult sexual use and normalises this idea. The image can only be for the titillation and arousal of those with a prurient interest in children or young persons, and legitimises and encourages such an interest. As a digital image the publication can be shared widely among like-minded individuals. The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the FVPC Act be banned and is a reasonable limitation on the freedom of expression. The classification reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.